

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Attorney Docket No. 1009.004CIP

In re application of: Mark R. Allen

Serial No.: 09/339.616
Filed: June 24, 1999

Group Art Unit:
Examiner:
Telephone No.:

FAX RECEIVED

JAN 14 2000

For: Preferred Embodiment to LED Light String

PETITIONS JRM

PETITION TO MAKE SPECIAL UNDER 37 CFR 1.102

Assistant Commissioner for Patents
Washington, D.C. 20231

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FEB 10 2000

Sir:

Kindly grant the following Petition to further advance the application out of turn for the reasons following:

TECHNOLOGY CENTER 2800
SPECIAL PROGRAMS GROUP

Certification Under 37 CFR 1.8

Date of Deposit 7/14/99

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail under 37 CFR 1.8 on the date indicated above and is addressed to the Assistant Commission for Patents, Washington, D.C. 20231.

D. Barksdale
(Name of person mailing)

D. Barksdale
(Signature of person mailing)

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1009.004CIP

Advancement of Execution

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Applicant asserts that the invention of the subject application is special on the grounds of 1) energy efficiency in utilization and conservation of energy resources and 2) prospective manufacture.

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I. Energy

Applicant asserts the present invention materially contributes to the efficient utilization and conservation of energy resources including the reduction of energy assumptions.

The typical incandescent-based light string consumes 18 watts of electricity per string of 100 lights. The light string of this patent application consumes only 1.98 watts of electricity per string of 100 lights. This is an energy saving of greater than 95%. In consideration of the hundreds of millions of light sets used during the holiday season, this energy saving becomes dramatic.

Additionally the EPA has been contacted and the Applicant is in the process of applying for participation in the ENERGY STAR program. The Applicant has been assured by the EPA representative that the invention qualifies for participation in the ENERGY STAR program.

In addition, since holiday and decorative lights have become a disposable commodity, as evidenced by over 60,000,000 (sixty million) boxes being imported to the U.S. annually. These lights normally last a maximum of one season and are then disposed into landfills. The lights of the present application are designed for longevity and are sold with a five-year guarantee, thereby significantly reducing landfill waste.

II. Prospective Manufacture Ready

Applicant asserts that through its manufacturing business of Fiber Optic Design, a quota contract of 5,000,000 (five million) packages of the subject invention for the fiscal year 2000 has been obtained.

The manufacture of the invention is currently under contract with three (3) separate manufacturers where such manufacture is pending the formal allowance and issuance of the filed

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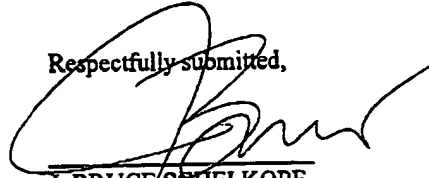
application. Upon obtaining a notice of allowance of claims or issuance of the patent, it is anticipated that manufacture of the original quota of 5,000,000 shall commence. As a national sales force with showrooms has also been established, it is further anticipated that the entire quota will be pre-sold by the second week of January 2000, such that additional manufacturing agreement will have to be negotiated.

Applicant further asserts that Applicant has become familiar with and has a good knowledge of the competition and the relevant prior art, and that it appears that the present application claims an invention which is novel and unique.

Applicant therefore asserts that the application warrants "special" status.

A fee of \$130.00 is enclosed herewith; however, in view of the efficient utilization of energy of the present invention, Applicant believes the fee should be waived under 37 CFR 1.102(c). Where Examiner agrees, kindly refund said fee. If the Examiner finds this argument unpersuasive, kindly apply the fee towards the granting of the Application under 37 CFR 1.102(d).

Respectfully submitted,



7/14/99

J. BRUCE SCHELKOPF
Registration No. 43,901
Weiser & Associates, P.C.
Attorney for Applicant



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Robert A. McKinley
215 751-2181
215-751-2658 Fax

TELECOPIER TRANSMISSION COVER SHEET

January 14, 2000

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JAN 14 2000

PETITIONS OFFICE

SEND TO: Petitions Branch
FAX#: 703-308-6916
PHONE#: 703-305-9285

FROM: Robert A. McKinley
CLIENT#:
RE: 1009.004CIP

NUMBER OF PAGES INCLUDING COVER PAGE: 6

COMMENTS:

The attached Petition to Make Special was sent to the U.S. Patent Office on July 14, 1999. Please advise of the status of this Petition. Should you have any questions, please feel free to call Robert McKinley at 215-751-2181.

IF THERE IS A PROBLEM, CALL: 215 751-2484

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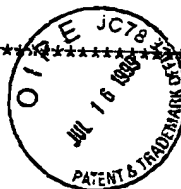
JAN 14 2000

PETITIONS OFFICE

In re the Application of: Mark R. Allen
 Serial No. 09/339,616
 Filed: June 24, 1999
 Title: Preferred Embodiment to LED Light String

Attorney Docket No. 1009.004 CIP

To: Assistant Commissioner for Patents
 Washington, D.C. 20231



Kindly affix hereon the official stamp of the U.S. Patent and Trademark Office
 acknowledging receipt of the following:

1. Petition to Make Special Under 37 CFR 1.102
2. Transmittal Letter
3. Check in the amount of \$130.00

Dated:

7/14/99

Very truly yours,

Bruce Sahelkopf
 J. Bruce Sahelkopf, Reg. No. 43,901

TRANSMITTAL LETTER
(General - Patent Pending)

Docket No.
1009.004CIP

In Re Application Of: Mark R. Allen

Serial No.
09/339,616

Filing Date
6/24/99

Examiner

Group Art Unit

Title: **PREFERRED EMBODIMENT TO LED LIGHT STRING**

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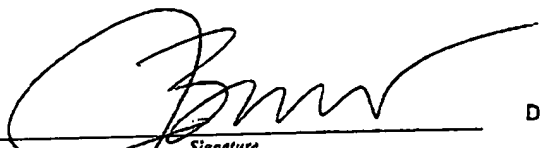
JAN 14 2000

TO THE ASSISTANT COMMISSIONER FOR PATENTS: **PETITION**

Transmitted herewith is: **Petition to Make Special Under 37 CFR 1.102**

in the above identified application.

- ☐ No additional fee is required.
- ☒ A check in the amount of **\$130.00** is attached.
- ☒ The Assistant Commissioner is hereby authorized to charge and credit Deposit Account No. **23-0813** as described below. A duplicate copy of this sheet is enclosed.
- ☐ Charge the amount of
- ☒ Credit any overpayment.
- ☒ Charge any additional fee required.


Signature
J. Bruce Schelkopf
Registration No. 43,901
Weiser & Associates, P.C.

Dated: **7/14/99**

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CC:

I certify that this document and fee is being deposited on **7/14/99** with the U.S. Postal Service as first class mail under 37 C.F.R. 1.8 and is addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.

D. Barksdale

Signature of Person Mailing Correspondence

D. BARKSDALE

Typed or Printed Name of Person Mailing Correspondence